

IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES

FILED
DISTRICT COURT OF GUAM
AUG 18 2005
MARY L.M. MORAN
CLERK OF COURT

CASE NO. CR-05-00049-003

DATE: August 18, 2005

HON. JOAQUIN V.E. MANIBUSAN, JR., Magistrate Judge

Law Clerk: Judith Hattori

Court Reporter: Wanda M. Miles

Courtroom Deputy: Leilani Toves Hernandez

Hearing Electronically Recorded: 10:48:16 - 10:56:50

CSO: J. McDonald / F. Tenorio

***** APPEARANCES *****

DEFT: SEAN MICHAEL COLE

ATTY: HOWARD TRAPP

(X) PRESENT (X) CUSTODY () BOND () P.R.

(X) PRESENT (X) RETAINED () FPD () CJA APPOINTED

U.S. ATTORNEY: MARIVIC DAVID

AGENT:

U.S. PROBATION: GRACE FLORES

U.S. MARSHAL: W. GRAY

PROCEEDINGS: INITIAL APPEARANCE / ARRAIGNMENT

- () COMPLAINT READ TO DEFENDANT
() FINANCIAL AFFIDAVIT REVIEWED AND ACCEPTED: _____, ATTORNEY APPOINTED
(X) DEFENDANT SWORN AND EXAMINED: AGE: _____ HIGH SCHOOL COMPLETED: _____
(X) DEFENDANT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES
() REMOVAL/IDENTITY HEARING () CONDUCTED () WAIVED () SET FOR: _____ at _____
() WARRANT OF REMOVAL ISSUED
() GOV'T SUMMARIZES THE EVIDENCE () GOV'T SUBMITS TO THE PLEA AGREEMENT
() COURT QUESTIONS DEFENDANT REGARDING HIS PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANT OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA
(X) DEFENDANT WAIVE READING OF () COMPLAINT () INFORMATION (X) SUPERSEDING INDICTMENT
(X) PLEA ENTERED: () GUILTY (X) NOT GUILTY - TO: CHARGES IN THE SUPERSEDING INDICTMENT
() COUNT(S) _____ DISMISSED ON GOVERNMENT'S MOTION
() PLEA AGREEMENT FILED: _____ PLEA: () ACCEPTED () REJECTED
() COURT ORDERS PLEA AGREEMENT SEALED
() COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: _____ FOR RECOMMENDATION.
() SENTENCING DATE: _____ at _____ () STATUS HEARING: _____ at _____
() PRESENTENCE REPORT ORDERED AND DUE: _____
() PRELIMINARY EXAMINATION SET FOR: _____
() ARRAIGNMENT SET FOR: _____ at _____
() TRIAL SET FOR: _____

PROCEEDINGS CONTINUED TO: _____ at _____

- () DEFENDANT TO BE RELEASED ON BOND (see release conditions on page 2)
(X) DEFENDANT REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR () PROCESSING (X) DETENTION
() DETENTION HEARING REQUESTED BY GOV'T DEFT IS SET FOR: _____ at _____
() DEFENDANT RELEASED ON BAIL AS PREVIOUSLY ORDERED BY THIS COURT

NOTES:

Mr. Trapp entered his appearance on behalf of the defendant. Defense moved that the matter be set for further proceedings, rather than a trial date, and argued his reasons. Government did not object. Accordingly, the Court set the matter for Further Proceedings on October 18, 2005 at 9:30 a.m. Mr. Trapp advised the Court that he will address the issue regarding the defendant's release at a later time.

Courtroom Deputy: JS